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6 **IN THE UNITED STATES DISTRICT COURT**
7 **FOR THE DISTRICT OF ARIZONA**
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9 MD Helicopters Incorporated,

10 Plaintiff,

11 v.

12 United States of America, et al.,

13 Defendants.
14

No. CV-19-02236-PHX-JAT

ORDER

15 Pending before the Court is Plaintiff's motion to seal the motion for temporary
16 restraining order and preliminary injunction. (Doc. 12). Plaintiff has filed a redacted
17 version of the motion, redacting only those portions of the motion that Plaintiff claims
18 should not be public because they are trade secrets. (Doc. 13).

19 This Court may seal portions of the request for injunctive relief only if this Court
20 finds compelling reasons to seal the record. *Ctr. for Auto Safety v. Chrysler Grp., LLC*,
21 809 F.3d 1092, 1096-97 (9th Cir.), *cert. denied sub nom. FCA U.S. LLC v. Ctr. for Auto*
22 *Safety*, 137 S. Ct. 38 (2016). Protecting trade secrets is a compelling reason for filing under
23 seal. *Kamakana v. City & Cty. of Honolulu*, 447 F.3d 1172, 1179 (9th Cir. 2006). Taking
24 Plaintiff at its word that each item redacted is a trade secret, the Court will grant the motion
25 to seal.

26 The Federal Rules of Civil Procedure do not permit this Court to grant a preliminary
27 injunction without notice. Because the request for a temporary restraining order and request
28 for a preliminary injunction are combined into a single motion, the Court will not take any


1 action on the requests until notice has been given to the Defendant. Thus, Plaintiff must
2 file with the Court a document that proves notice of the motion has been given to the
3 Defendant if Plaintiff seeks action in an expedited manner.

4 Based on the foregoing,

5 **IT IS ORDERED** that the motion to seal (Doc. 12) is granted; the Clerk of the
6 Court shall file the currently lodged motion (Doc. 9) and all exhibits under seal.

7 Dated this 16th day of April, 2019.

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James A. Teilborg
Senior United States District Judge